

OFFICE OF THE UNITED STATES TRUSTEE

CENTRAL DISTRICT OF CALIFORNIA

In Re: JOHN JEAN BRAL <div style="text-align: right;">Debtor(s).</div>	CHAPTER 11 (NON-BUSINESS) Case Number: 8:17-bk-10706-ES Operating Report Number: 25 For the Month Ending: 3/31/2019
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I. CASH RECEIPTS AND DISBURSEMENTS

A. (GENERAL ACCOUNT*)

1. TOTAL RECEIPTS PER ALL PRIOR GENERAL ACCOUNT REPORTS	325,334.36
2. LESS: TOTAL DISBURSEMENTS PER ALL PRIOR GENERAL ACCOUNT REPORTS	239,176.15
3. BEGINNING BALANCE:	86,158.27
4. RECEIPTS DURING CURRENT PERIOD:	317,593.10
5. BALANCE:	403,751.37
6. LESS: TOTAL DISBURSEMENTS DURING CURRENT PERIOD	8,375.07
7. ENDING BALANCE:	395,376.30
8. General Account Number(s):	
Depository Name & Location:	<i>California Bank & Trust</i> <i>1900 Main St #100, Irvine, CA 92614</i>

* All receipts must be deposited into the general account.

** Include receipts from the sale of any real or personal property out of the ordinary course of business; attach an exhibit specifying what was sold, to whom, terms, and date of Court Order or Report of Sale.

***This amount should be the same as the total from page 2.

Date mm/dd/yyyy	Check Number	Payee	Purpose	Amount
3/1/2019	EFT	CVS		\$ 14.54
3/4/2019	EFT	OUZON & ASSOC		\$ 500.00
3/4/2019	ATM	ATM WITHDRAWAL		\$ 500.00
3/4/2019	EFT	SO CAL EDISON		\$ 49.01
3/5/2019	EFT	IRVINE RANCH		\$ 106.45
3/5/2019	EFT	WOODBIDGE VILLAGE		\$ 194.00
3/5/2019	EFT	WILLOW MAINTANCE		\$ 628.00
3/5/2019	EFT	SO CAL GAS		\$ 60.98
3/6/2019	EFT	AMEX PAYMENT		\$ 35.00
3/8/2019	EFT	JASON JOB		\$ 325.00
3/11/2019	EFT	SMART AND FINAL		\$ 4.99
3/11/2019	EFT	AMEX PAYMENT		\$ 50.00
3/20/2019	EFT	BBQ		\$ 51.40
3/20/2019	EFT	CARDMEMBER SERVICES		\$ 93.00
3/25/2019	EFT	CVS		\$ 3.40
3/25/2019	EFT	AMERICAN HORSE		\$ 29.08
3/25/2019	EFT	CHASE		\$ 137.00
3/25/2019	EFT	CHARITY SIMON		\$ 105.00
3/27/2019	EFT	AMEX PAYMENT		\$ 35.00
3/27/2019	EFT	AMEX PAYMENT		\$ 500.00
3/27/2019	EFT	AMEX PAYMENT		\$ 800.00
3/27/2019	EFT	AMEX PAYMENT		\$ 850.00
3/28/2019	EFT	PANINI KABOB		\$ 50.88
3/28/2019	EFT	SO CAL GAS		\$ 18.13
3/28/2019	EFT	SO CAL EDISON		\$ 57.47
3/28/2019	EFT	CARDMEMBER SERVICES		\$ 750.00
3/29/2019	EFT	SUNTRUST MORTGAGE		\$ 2,426.74
TOTAL DISBURSEMENTS THIS PERIOD:				\$ 8,375.07

Bank statement Date: 3/31/2019 Balance on Statement: 86,158.27

Plus deposits in transit (a):

<u>Deposit Date</u>	<u>Deposit Amount</u>
3/1/2019	802.70
3/4/2019	2,375.00
3/4/2019	2,565.00
3/15/2019	802.70
3/15/2019	7,400.00
3/26/2019	302,445.00
3/29/2019	802.70
3/29/2019	400.00

TOTAL DEPOSITS IN TRANSIT 317,593.10

Less Outstanding Checks (a):

<u>Check Number</u>	<u>Check Date</u>	<u>Check Amount</u>
EFT	3/1/2019	\$ 14.54
EFT	3/4/2019	\$ 500.00
ATM	3/4/2019	\$ 500.00
EFT	3/4/2019	\$ 49.01
EFT	3/5/2019	\$ 106.45
EFT	3/5/2019	\$ 194.00
EFT	3/5/2019	\$ 628.00
EFT	3/5/2019	\$ 60.98
EFT	3/6/2019	\$ 35.00
EFT	3/8/2019	\$ 325.00
EFT	3/11/2019	\$ 4.99
EFT	3/11/2019	\$ 50.00
EFT	3/20/2019	\$ 51.40
EFT	3/20/2019	\$ 93.00
EFT	3/25/2019	\$ 3.40
EFT	3/25/2019	\$ 29.08
EFT	3/25/2019	\$ 137.00
EFT	3/25/2019	\$ 105.00
EFT	3/27/2019	\$ 35.00
EFT	3/27/2019	\$ 500.00
EFT	3/27/2019	\$ 800.00
EFT	3/27/2019	\$ 850.00
EFT	3/28/2019	\$ 50.88
EFT	3/28/2019	\$ 18.13
EFT	3/28/2019	\$ 57.47
EFT	3/28/2019	\$ 750.00
EFT	3/29/2019	\$ 2,426.74

TOTAL OUTSTANDING CHECKS: 8,375.07

Bank statement Adjustments:

ADJUSTED BANK BALANCE:

\$395,376.30

* It is acceptable to replace this form with a similar form

** Please attach a detailed explanation of any bank statement adjustment

Main Document Page 5 of 14

TOTAL DUE:	2,426.74
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V. INSURANCE COVERAGE

General Liability	
Worker's Compensation	
Casualty	
Vehicle	
Others:	

ENDING BALANCES FOR THE PERIOD:

(Provide a copy of of montly account statements for each of the below)

General Account: 395,376.30

Payroll Account: _____

Tax Account: _____

*Other Accounts: _____

*Other Monies:

**Petty Cash (from below):	0.00
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TOTAL CASH AVAILABLE:

395,376.30

Petty Cash Transactions:

Date _____

Purpose

Amount

.....

TOTAL NETTED CASH/STOCK TRANSACTIONS

TOTAL PETTY CASH TRANSACTIONS:

Page 5 of 8

[illegible]

* Post-Petition Accounts Payable SHOULD NOT include professionals' fees and expenses which have been incurred but not yet awarded by the court. Post-Petition Accounts Payable SHOULD include professionals' fees and expenses authorized by Court Order but which remain unpaid as of the close of the period report

[illegible]

VII. SCHEDULE OF OTHER AMOUNTS PAID TO INSIDERS

[illegible]

XI. QUESTIONNAIRE

- | | No | Yes |
|--|----------|---------------|
| 1. Has the debtor-in-possession made any payments on its pre-petition unsecured debt, except as have been authorized by the court? If "Yes", explain below: | <u>X</u> | <u> </u> |
| <hr/> | | |
| 2. Has the debtor-in-possession during this reporting period provided compensation or remuneration to any officers, directors, principals, or other insiders without appropriate authorization? If "Yes", explain below: | <u>X</u> | <u> </u> |
| <hr/> | | |
| 3. State what progress was made during the reporting period toward filing a plan of reorganization
See Attached | | |
| <hr/> | | |
| 4. Describe potential future developments which may have a significant impact on the case: | | |
| <hr/> | | |
| 5. Attach copies of all Orders granting relief from the automatic stay that were entered during the reporting period. | | |
| <hr/> | | |
| 6. Did you receive any exempt income this month, which is not set forth in the operating report? If "Yes", please set forth the amounts and sources of the income below. | <u>X</u> | <u> </u> |
| <hr/> | | |

I, John Jean Bral
declare under penalty of perjury that I have fully read and understood the foregoing debtor-in-possession operating report and that the information contained herein is true and complete to the best of my knowledge.

4-17-19
Date


Page 8 of 8

Principal for debtor-in-possession

Regular Checking - xxxxxx4022

Account Number: xxxxxx4022

TRANSACTIONS PENDING						
Date	Transaction	Description	Status	Debit (-)	Credit (+)	
No Pending Transactions						
TRANSACTIONS CLEARED BETWEEN 03/01/2019 AND 03/31/2019						
Date	Transaction	Description	Status	Debit (-)	Credit (+)	
03/29/2019	Debit	SUNTRUST BANK 3540259290MTG PMTS TE... More	✓	\$2,426.74		
03/29/2019	Deposit	DEPOSIT	✓		\$400.00	
03/29/2019	Electronic Deposit 4476582	BRAL REALTY ADVI91111101DIRECT DEPPP... More	✓		\$802.70	
03/28/2019	Debit	CARDMEMBER SERV 591111111WEB PYMT WE... More	✓	\$750.00		
03/28/2019	Debit	SO CAL EDISON CO4951240335BILL PAYMTWE... More	✓	\$57.47		
03/28/2019	Debit	SO CAL GAS 199205249PAID SCGC WE... More	✓	\$18.13		
03/28/2019	Debit	24224432P311T99ED1 PANINI KABOB GRILL I... More	✓	\$50.88		
03/27/2019	Debit	AMEX EPAYMENT 0005000008ACH PMT WE... More	✓	\$850.00		
03/27/2019	Debit	AMEX EPAYMENT 0005000008ACH PMT WE... More	✓	\$800.00		
03/27/2019	Debit	AMEX EPAYMENT 0005000008ACH PMT WE... More	✓	\$500.00		
03/27/2019	Debit	AMEX EPAYMENT 00050000040ACH PMT WE... More	✓	\$35.00		
03/26/2019	Deposit	DEPOSIT	✓		\$302,445.00	
03/25/2019	Debit	VENMO 3264681992PAYMENT WE... More	✓	\$105.00		
03/25/2019	Debit	CHASE CREDIT CRD4760039224AUTOPAY PP... More	✓	\$137.00		
03/25/2019	Debit	2475542K7W7QVHK3F AMERICAN HORSE PRODU... More	✓	\$29.08		
03/25/2019	Debit	24445002K00ST5DLM CVS/PHARMACY #09486... More	✓	\$3.40		
03/20/2019	Debit	CARDMEMBER SERV 591111111WEB PYMT WE... More	✓	\$93.00		
03/20/2019	Debit	2475542F4M8QZFY9 BBQ CHICKEN IRVINE I... More	✓	\$51.40		
03/15/2019	Deposit	DEPOSIT	✓		\$7,400.00	
03/15/2019	Electronic Deposit 5990410	BRAL REALTY ADVI91111101DIRECT DEPPP... More	✓		\$802.70	
03/11/2019	Debit	AMEX EPAYMENT 00050000040ACH PMT WE... More	✓	\$50.00		
03/11/2019	Debit	242316826RBGHXJNK SMART AND FINAL 375... More	✓	\$4.99		
03/08/2019	Debit	VENMO 3264681992PAYMENT WE... More	✓	\$325.00		
03/06/2019	Debit	AMEX EPAYMENT 00050000040ACH PMT WE... More	✓	\$35.00		
03/05/2019	Debit	SO CAL GAS 199205249PAID SCGC WE... More	✓	\$60.98		
03/05/2019	Debit	WILLOW MAINTENAN1953344666DUES PP... More	✓	\$628.00		
03/05/2019	Debit	WOODBIDGE VILLAN953033788030419 PP... More	✓	\$194.00		
03/05/2019	Debit	IRVINE RANCH WTR9500000000ONLINE PMTPP... More	✓	\$106.45		
03/04/2019	Debit	SO CAL EDISON CO4951240335BILL PAYMTWE... More	✓	\$49.01		
03/04/2019	ATM Debit	ATM WITHDRAWAL 1900 MAIN ST IR... More	✓	\$500.00		
03/04/2019	Debit	24323001W61QFDKXK OUZON & ASSOC BUS C... More	✓	\$500.00		
03/04/2019	Deposit	DEPOSIT	✓		\$2,565.00	
03/04/2019	Deposit	DEPOSIT	✓		\$2,375.00	
03/01/2019	Debit	P.O.S. PURCHASE CVS/PHARMA 09486-53... More	✓	\$14.54		
03/01/2019	Electronic Deposit 6211570	BRAL REALTY ADVI91111101DIRECT DEPPP... More	✓		\$802.70	

ATTACHMENT TO MARCH 2019 MOR

The March 2019 MOR reflects a deposit for \$302,445.00 into the Debtor's DIP account, taken as a distribution by the Debtor from Mission Medical Investors, LLC ("Mission"). Of that distribution, \$26,765.00 was expended to pay various ordinary course expenses, including real property tax on estate property that under the Plan is to be liquidated to the extent necessary to pay allowed claims in full. All of these ordinary course expenses will be reflected on the April 2019 MOR. Although the funds were used solely to make ordinary course expenditures to preserve property of the estate, the distribution is inconsistent with counsel's previous representations regarding the Mission distributions. The Debtor has returned the balance of \$275,680.00 to Mission and the remaining balance will be returned when the funds become available.

The March 2019 MOR also reflects a \$400 deposit on 3/29/19. This deposit represents a check for \$1,000 of which the Debtor received \$600 cash back.

ATTACHMENT TO MOR NO 25: (XI. – Questionnaire)

Progress made during reporting period toward filing a plan of reorganization:

A hearing on the Debtor's plan, as continued from time to time, is presently scheduled for April 30, 2019.

Potential future developments which may have a significant impact on the case:

Resolution of litigation – mediation took place on August 28, 2017. As of this time, no settlement has been reached.

Dissolution of LLC's:

Arbitration with respect to the dissolution of Westcliff, LLC, stemming from the Westcliff Litigation has been scheduled through JAMS, with various discovery and pre-hearing dates and deadlines set pursuant to the arbitrator's scheduling order issued on January 17, 2018. The parties were proceeding with discovery in compliance with the scheduling order and the arbitration hearing was scheduled to be held June 4 through June 6, 2018. Pursuant to this Court's ruling on the Motions For Relief, this arbitration has been stayed and the hearing and all relevant dates pursuant to the scheduling order have been vacated, until post-plan confirmation, absent the parties' agreement to proceed prior to that time.

A demand for arbitration with respect to the dissolution of Mission Medical Investors, LLC was sent on December 19, 2017. On March 7, 2018, the Debtor submitted his List for Selection of Arbitrator. Pursuant to this Court's ruling on the Motions For Relief, this arbitration has been stayed, until post plan confirmation, absent the parties' agreement to proceed prior to that time.

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:

100 Spectrum Center Drive, Suite 600, Irvine, CA 92618

A true and correct copy of the foregoing document entitled (*specify*): **MONTHLY OPERATING REPORT (March 2019)** will be served or was served **(a)** on the judge in chambers in the form and manner required by LBR 5005-2(d); and **(b)** in the manner stated below:

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On April 18, 2019, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

☒ Service information continued on attached page

2. SERVED BY UNITED STATES MAIL:

On (*date*) _____, 2019, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

☐ Service information continued on attached page

3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (*state method for each person or entity served*): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on (*date*) _____, 2019, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

☐ Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

4/18/19
Date

Lori Gauthier
Printed Name

/s/ Lori Gauthier
Signature

SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF):

- **Thomas H Casey** kdriggers@tomcaseylaw.com, msilva@tomcaseylaw.com
- **Alan J Friedman** afriedman@shbllp.com, lgauthier@shbllp.com
- **Daniel K Fujimoto** wdk@wolffirm.com
- **Beth Gaschen** bgaschen@wgllp.com,
kadele@wgllp.com;vrosales@wgllp.com;cbmeeker@gmail.com;cyoshonis@wgllp.com
- **Michael J Hauser** michael.hauser@usdoj.gov
- **Mark D Hurwitz** mhurwitz@lsl-la.com, dsmall@lsl-la.com,kfinn@lsl-la.com
- **Gary E Klausner** gek@lnbyb.com
- **William N Lobel** wlobel@pszjlaw.com,
nlockwood@pszjlaw.com;jokeefe@pszjlaw.com;banavim@pszjlaw.com
- **Kathleen J McCarthy** kdriggers@tomcaseylaw.com, msilva@tomcaseylaw.com
- **William F McDonald** william@shannerlaw.com, wfmcDonald@gmail.com
- **Krikor J Meshefejian** kjm@lnbrb.com
- **Dipika Parmar** dipika.parmar@aissolution.com
- **Gary A Pemberton** gpemberton@shbllp.com, lverstegen@shbllp.com
- **Bobby Samini** saminicourtnotice@gmail.com,
bobby.samini@saminicohen.com;nicoleprado@saminicohen.com
- **Edward G Schloss** egs2@ix.netcom.com
- **Valerie Smith** claims@recoverycorp.com
- **Daniel B Spitzer** dspitzer@spitzeresq.com
- **United States Trustee (SA)** ustpregion16.sa.ecf@usdoj.gov
- **Zann R Welch** ecfnotices@ascensioncapitalgroup.com
- **Dean A Ziehl** dziehl@pszjlaw.com, dziehl@pszjlaw.com